

# United States District Court

SOUTHERN

DISTRICT OF

NEW YORK

Gregory V. Serio, Superintendent of Insurance of  
the State of New York, as Rehabilitator of  
FRONTIER INSURANCE COMPANY, and as  
Assignee of PLATINUM INDEMNITY, LTD.

V.

DWIGHT HALVORSON INSURANCE  
SERVICES, INC. d/b/a F.S.I.M. INSURANCE  
SERVICES and FOOD SERVICE INSURANCE  
MANAGERS, INC.

**ECF CASE**

SUMMONS IN A CIVIL CASE

CASE NUMBER:

*Judge Berman*

**04 CV 3361**

TO: (Name and address of defendant)

Food Service Insurance Managers, Inc.  
3300 Douglas Boulevard  
Roseville, California

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

William S. Gyves, Esq.  
Gerard N. Saggese III, Esq.  
Entwistle & Cappucci LLP  
299 Park Avenue, 14th Floor  
New York, New York 10171

an answer to the complaint which is herewith served upon you, within 20 days after service of this  
summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for  
the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period  
of time after service.

**J. MICHAEL McMAHON**

**MAY 03 2004**

CLERK

DATE

(BY) DEPUTY CLERK

*Melanie L. Lopez*

ORIGINAL

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
GREGORY V. SERIO, Superintendent of  
Insurance of the State of New York, as Rehabilitator of  
FRONTIER INSURANCE COMPANY and as  
Assignee of PLATINUM INDEMNITY, LTD.

Case No. 04 CV 3361 (RMB)  
AFFIDAVIT OF SERVICE

Plaintiff,

-against-

DWIGHT HALVORSON INSURANCE  
SERVICES, INC. d/b/a F.S.I.M.  
INSURANCE MANAGERS, INC. et ano.,

Defendants.


-----X  
STATE OF CALIFORNIA )  
S.S.:  
COUNTY OF SACRAMENTO )

JASON M. LUND, being duly sworn deposes and says that he is over the age of eighteen, is an agent of KEATING & WALKER ATTORNEY SERVICE, and is not a party to this action.

That on the 5th day of May, 2004, at approximately 3:54 p.m., deponent served a true copy of a Summons in a Civil Case (Each Summons is directed to a specific Defendant.), Complaint with Exhibit A, Rule 7.1 Statement, Civil Cover Sheet, Judge Berman's Rules, Procedure for Electronic Case Filing dated March 6, 2003, Guidelines for Electronic Case Filing dated December 1, 2003 and 2nd Amended Instructions for Filing an Electronic Case or Appeal dated March 2, 2004 upon Food Service Insurance Managers, Inc. at 3260 Penryn Road - Suite 200, Loomis, California by personally delivering and leaving the same with Greg Albers who informed deponent that he holds the position of Billing Clerk, and is authorized by Appointment to accept service at that address.

Greg Albers is a white male approximately 30 years of age, stands approximately 5 feet, 10 inches tall, weighs approximately 160 pounds with brown hair and brown eyes.

Sworn to before me this  
6 day of May, 2004

  
\_\_\_\_\_  
JASON M. LUND  
Lic. No. 2002-23

  
\_\_\_\_\_  
NOTARY PUBLIC

